

OPINION 1362

PHALAENA CORACINA ESPER, 1805, GIVEN NOMENCLATORIAL
PRECEDENCE OVER PHALAENA HIRTATA FABRICIUS, 1794
(INSECTA, LEPIDOPTERA)

RULING. — (1) Under the plenary powers, it is hereby ruled that the specific name *coracina* Esper 1805, as published in the binomen *Phalaena coracina*, is to be given nomenclatorial precedence over the specific name *hirtata* Fabricius, 1794, as published in the binomen *Phalaena hirtata*, whenever the two names are considered synonyms.

(2) The specific name *coracina* Esper 1805, as published in the binomen *Phalaena coracina*, is hereby placed on the Official List of Specific Names in Zoology with the Name Number 3035 and with an endorsement that it is to be given nomenclatorial precedence over *hirtata* Fabricius, 1794, as published in the binomen *Phalaena hirtata*, whenever the two names are considered synonyms.

(3) The specific name *hirtata* Fabricius, 1794, as published in the binomen *Phalaena hirtata*, is hereby placed on the Official List of Specific Names in Zoology with the Name Number 3036 and with an endorsement that it is not to be given priority over *coracina* Esper, 1805, as published in the binomen *Phalaena coracina*, whenever the two names are considered synonyms.

HISTORY OF THE CASE Z.N.(S.)2367

An application for the use of relative precedence procedure to conserve the specific name *Phalaena coracina* Esper, 1805 was first received from Dr K. Mikkola (*University of Helsinki, Finland*) on 1 December 1980 (see also Opinion 1361). After some correspondence a revised draft was sent to the printer on 30 November 1982 and published on 15 July 1983 in *Bull. zool. Nom.*, vol. 40, pp. 102–105. Public notice of the possible use of the plenary powers in the case was given in the same part of the *Bulletin* as well as to the statutory serials, to seven general and nine entomological serials. No comment was received.

DECISION OF THE COMMISSION

On 15 April 1985 the members of the Commission were invited to vote under the Three-Month Rule on Voting Paper (1985)29 for or against the proposals set out in *Bull. zool. Nom.* vol. 40, pp. 103–104, (1)b, (2)c and (2)d. At the close of the voting period on 15 July 1985 the state of the voting was as follows:

Affirmative Votes — twenty-one (21) received in the following order: Melville, Cocks, Holthuis, Halvorsen, Binder, Trjapitzin, Mroczkowski,

Corliss, Lehtinen, Alvarado, Willink, Hahn, Schuster, Gruchy, Uéno, Brinck, Dupuis, Kraus, Bayer, Heppell, Bernardi

Negative Votes — two (2) Savage, Ride.

Late affirmative votes were returned by Cogger and Starobogatov.

The following comments were returned by members of the Commission with their voting papers:

Dupuis: [I vote for] sous réserve de l'exhaustivité bibliographique et de l'exactitude taxonomique de la requête.'

Ride: 'The author establishes a prima facie case that stability and universality would be upset by the use of the senior synonym but makes no case for the use of the plenary powers to reverse precedence. The application must fail. The Commission can only use the plenary powers when there is a demonstration that there is a threat to stability or universality or that confusion is likely to result.'

ORIGINAL REFERENCES

The following are the original references to the names placed on an Official List by the ruling given in the present Opinion:

coracina, *Phalaena*, Esper, 1805, *Die europäischen Schmetterlinge in Abbildungen nach der Natur mit Beschreibungen*, teil 4, Abschn. 2, p. 74

hirtata, *Phalaena*, Fabricius, 1794, *Entomologia systematica*, vol. 3(2), p. 181.

CERTIFICATE

I hereby certify that the votes cast on Voting Paper (85)29 were cast as set out above, that the proposals contained in that voting paper have been duly adopted under the plenary powers, and that the decision so taken, being the decision of the International Commission on Zoological Nomenclature, is truly recorded in the present Opinion No. 1362.

R. V. MELVILLE

Secretary

International Commission on Zoological Nomenclature

London

8 August 1985